



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGIONS 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

22 DEC 2005

DE-9J

Mark Eisenbarth
Deputy Director of Public Works for Wastewater
Muskegon County Wastewater Management System #1
8301 White Road
Muskegon, Michigan 49442

Re: Off-Site Rule Acceptability Determination
Muskegon County Wastewater Management System #1
MIP 000 000 216

Dear Mr. Eisenbarth:

This letter is in reply to the November 10, 2005 letter to Mr. William Damico regarding the Muskegon County Wastewater Management System #1 request for off-site rule acceptability.

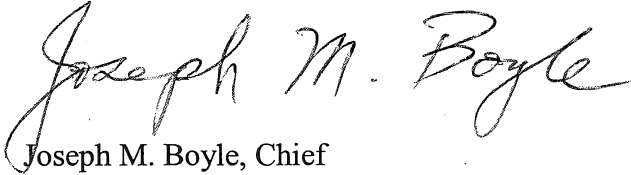
Pursuant to 40 C.F.R. § 300.440 (b), my staff has determined that no relevant violations or releases currently exist at Muskegon County Wastewater Management System #1. Therefore, Muskegon County Wastewater Management System #1 located 8301 White Road, Muskegon, Michigan is acceptable to receive wastes from CERCLA.

The acceptability determination is based on the assumption that only waste for which Muskegon County Wastewater Management System #1 is properly permitted will be shipped to this facility. It is your responsibility to review any proposed waste streams for compliance with the permits for your facility.

Please note that this determination is based on the available information at the time of the review. Your status could be changed any time relevant information becomes available according to the procedures in 40 C.F.R. § 300.440 (d). Generators who need to use a currently acceptable facility should verify the current acceptability of any facilities they wish to use with the appropriate Regional Off-Site Rule Coordinator(s).

If you have questions, please contact Mr. Damico at (312) 353-8207, United States Environmental Protection Agency, Region 5 – DE-9J, 77 W. Jackson Boulevard, Chicago, Illinois 60604.

Sincerely,

A handwritten signature in black ink that reads "Joseph M. Boyle". The signature is written in a cursive style with a large, stylized "J" and "B".

Joseph M. Boyle, Chief
Enforcement and Compliance Assurance Branch
Waste, Pesticides and Toxics Division

cc: Raymond D. Hamil, Pretreatment Coordinator
Muskegon County Wastewater System #1

Thomas Berdinski, Senior Environmental Quality Analyst
Michigan Department of Environmental Quality – Grand Rapids District